

REPORT

DATE: May 6, 2004
TO: The Energy and Environment Committee (EEC)
FROM: Charlotte Eckelbecker, Government Affairs Analyst
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SUBJECT: State Legislative Matrix

EXECUTIVE DIRECTOR'S APPROVAL

RECOMMENDED ACTION: Receive and File

SUMMARY:

A legislative matrix is attached for your review. It lists bills and constitutional amendments of interest within the Committee's jurisdiction that are currently making their way through the Legislature. The list is current as of 4/16/04.

Policy committees of the Legislature have until May 7th, the day after the General Assembly, to hear and report non-fiscal bills introduced in their house to the floor. Bills must be passed out of their house of origin by May 28th.

FISCAL IMPACT:

All work related to adopting the recommended staff action is contained within the adopted FY 03/04 budget and adopted 2004 SCAG Legislative Program and does not require the allocation of any additional financial resources.

CAE#98017



Private file: AirQuality

CA AB 1971	AUTHOR:	Lowenthal (D)
	TITLE:	Air Pollution: Marine Terminals
	FISCAL COMMITTEE:	yes
	URGENCY CLAUSE:	no
	INTRODUCED:	02/12/2004
	LAST AMEND:	03/15/2004
	FILE:	26
	LOCATION:	Assembly Second Reading File
	SUMMARY:	
		Relates to requirements that each marine terminal in the state operate in a manner that does not cause the engines on trucks to idle or queue for more than 30 minutes while waiting to load or unload at the terminal. Makes several clarifying changes to those provisions regarding the application of the above requirements with respect to both idling and queuing. Requires air control districts to make a determination with regard to queuing trucks.
	STATUS:	
	04/14/2004	From ASSEMBLY Committee on APPROPRIATIONS: Do pass. To Consent Calendar.
	NOTES:	Lowenthal Staff: Josh Tooker (916) 319-2054
	COMMENTARY:	
		In 2003, SCAG supported the original Lowenthal bill that created the idling and queuing prohibition, AB 2650.
	Position:	SCAG-Sup 04/07/2004
CA AB 2042	AUTHOR:	Lowenthal (D)
	TITLE:	Ports: Port of Los Angeles: Port of Long Beach
	FISCAL COMMITTEE:	yes
	URGENCY CLAUSE:	no
	INTRODUCED:	02/17/2004
	LAST AMEND:	04/01/2004
	COMMITTEE:	Assembly Appropriations Committee
	HEARING:	04/21/2004 9:00 am
	SUMMARY:	
		Requires the South Coast Air Quality District to establish a baseline for air quality in the Port of Long Beach that is based on the port's emission inventory for 2001, and for the Port of Los Angeles based on the port's inventory for 2002, including emissions from ocean-going and harbor craft, cargo handling equipment, locomotives and commercial vehicles. Requires the growth at certain ports to be controlled in a way that helps prevent air pollution.
	STATUS:	
	04/12/2004	From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on APPROPRIATIONS.
	NOTES:	Lowenthal Staff: Josh Tooker (916) 319-2054
	COMMENTARY:	
		Presented as an Information Item to the EEC 5/6/04.
CA SB 1247	AUTHOR:	Soto (D)
	TITLE:	Air Pollution: Incentive-Based Emission Reductions
	FISCAL COMMITTEE:	yes
	URGENCY CLAUSE:	no
	INTRODUCED:	02/12/2004
	LAST AMEND:	04/12/2004
	COMMITTEE:	Senate Environmental Quality Committee
	HEARING:	04/19/2004 1:30 pm
	SUMMARY:	
		Creates the Incentive-Based Emission Reduction Program for Internal Combustion Engines to reduce air emissions from internal combustion engines through the application of financial incentives-based programs. Creates a trust fund to pay for incentives including the Carl Moyer Program, the Lower-Emission School Bus Program, light duty vehicle programs, lawnmower electrification programs, and projects to retrofit or replace agricultural engines and pumps.
	STATUS:	
	04/14/2004	Withdrawn from SENATE Committee on RULES.
	04/14/2004	Re-referred to SENATE Committees on ENVIRONMENTAL QUALITY and TRANSPORTATION.

CA SB 1397 **AUTHOR:** Escutia (D)
TITLE: Air Pollution: South Coast Air Quality Management
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2004
LAST AMEND: 04/01/2004
FILE: 5
LOCATION: Senate Second Reading File
SUMMARY:
 Authorizes the South Coast Air Quality Management District to adopt regulations requiring the owner or lessee of a heavy-duty motor vehicle, or non-road engine or vehicle to install retrofit controls to reduce air emissions if that vehicle or engine operates substantially in a rail yard of the district and is part of a fleet of 15 or more vehicles or engines. Requires the district to establish fair share emission reduction targets for locomotives.
STATUS:
 04/12/2004 From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass as amended to Committee on TRANSPORTATION.
NOTES: Escutia Staff: William Sanchez (916) 445-3090
COMMENTARY:
 SB 1397 relates to air pollution and goods movement in the SCAB and SCAG regions. SCAG has statutory obligations in area of air quality in the AQMP. SB 1397 is similar to AB 1058 (Pavley), which died on concurrence in 2002 and would have taken similar steps in mobile source emissions from automobiles. SCAG did not take a position on AB 1058. Related SCAG policy can be found in the 2004 Legislative Program and in the 2004 RTP EIR/EIS.

Private file: Energy

CA AB 2006 **AUTHOR:** Nunez (D)
TITLE: Reliable Electric Service Act of 2004
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/13/2004
LAST AMEND: 04/12/2004
COMMITTEE: Assembly Utilities and Commerce Committee
HEARING: 04/19/2004 1:30 pm
SUMMARY:
 Establishes a core and noncore model under which an electric utility's noncore customers may elect to receive electric service from the electrical corporation or an electric service provider. Requires electrical corporations to file, and for the PUC to approve, a long-term resource plan, sufficient to fulfill the utility's duty to service while achieving best value for ratepayers. Provides for the reimbursement of costs made pursuant to the plan.
STATUS:
 04/12/2004 From ASSEMBLY Committee on UTILITIES AND COMMERCE with author's amendments.
 04/12/2004 In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND COMMERCE.

CA AB 2076 **AUTHOR:** Dutton (R)
TITLE: Personal Income and Corporation Taxes: Credits
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2004
LAST AMEND: 03/22/2004
LOCATION: Assembly Revenue and Taxation Committee
SUMMARY:
 Provides an exemption from the sales and use taxes for tangible personal property used in manufacturing including the generation of electricity, processing, fabricating or recycling of property. Allows a credit against taxes imposed by the personal income tax law and the corporation tax law, in an amount equal to 6% of the amount paid or incurred by the taxpayer during the taxable year for qualified property, used in the generation of electric power.
STATUS:
 03/22/2004 From ASSEMBLY Committee on REVENUE AND TAXATION with author's amendments.
 03/22/2004 In ASSEMBLY. Read second time and amended. Re-referred to Committee on REVENUE AND TAXATION.

CA SB 1296 **AUTHOR:** Soto (D)
TITLE: Bark Beetle Wood Waste Fueled Facilities
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/17/2004
LOCATION: Senate Energy, Utilities and Communications Committee
SUMMARY:
Promotes investment in, and the use of, power generation systems that have the capability of utilizing bark beetle wood waste as fuel for electrical power generation. Prohibits such waste fueled generating facility from being charged by an electrical corporation for any exit fees or cost responsibility surcharges, or any fees for recovery of utility power cost under collections or residual uneconomic generation charges.
STATUS:
02/26/2004 To SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

Private file: Environment

CA AB 392 **AUTHOR:** Montanez (D)
TITLE: Environmental Justice and Community Transportation
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/14/2003
LAST AMEND: 01/22/2004
LOCATION: Senate Transportation Committee
SUMMARY:
Provides that local agencies, nonprofit entities, metropolitan planning organizations, public universities, local transportation commissions, port authorities, airport commissions and similar entities would be authorized to apply for and receive grants for the design, construction or expansion of new transportation facilities to undertake certain environmental justice projects and transportation planning projects.
STATUS:
02/17/2004 To SENATE Committee on TRANSPORTATION.
Subject: Environment

CA AB 2055 **AUTHOR:** Wolk (D)
TITLE: Open Space Element
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/17/2004
LAST AMEND: 04/01/2004
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Provides that the conservation element may include the conservation of agricultural lands. Provides the open space element is the component of a county or city general plan adopted by the legislative plan. Provides no building permit may be issued, no subdivision approved, no services or infrastructure constructed or extended and no open space ordinance adopted unless the proposed actions are consistent with the local open space element.
STATUS:
04/14/2004 From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on NATURAL RESOURCES.

CA AB 2251 **AUTHOR:** Lowenthal (D)
TITLE: California Environmental Quality Act
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/19/2004
LAST AMEND: 04/13/2004
COMMITTEE: Assembly Natural Resources Committee
HEARING: 05/03/2004 1:30 pm
SUMMARY:
Prohibits the use of a master environmental impact report if the filing of an application for the subsequent project occurs following the certification of the master environmental impact report and the approval of a project that was not described in the master environmental impact report may affect the adequacy of the environmental review in the master environmental impact report

for any subsequent project.

STATUS:

04/13/2004 From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
04/13/2004 In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

CA SB 559

AUTHOR: Ortiz (D)
TITLE: Brownfields Site and Cleanup and Reuse
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/20/2003
LAST AMEND: 01/22/2004
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:

Authorizes the Department of Toxic Substance Control to adopt guidance documents, policies and procedures to implement the Brownfield Site Cleanup and Rescue Program Act. Authorizes the department to enter into an environmental oversight agreement with any person for the department's consultation regarding, oversight of a site assessment or response action, or both, of a brownfield site. Requires a project sponsor to submit a site assessment and action plan

STATUS:

02/24/2004 To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.

Subject: Environment

Private file: SolidWaste

CA AB 1873

AUTHOR: Hancock (D)
TITLE: Solid Waste: Recycling Market Development
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/03/2004
LOCATION: Assembly Appropriations Committee
SUMMARY:

Deletes the repeal of the Recycling market Development Revolving Loan Subaccount in the Integrated Waste Management Account and continuously appropriates the funds deposited in the subaccount to the board for the purpose of providing loans for purposes of the Recycling Market Development Revolving Loan Programs.

STATUS:

04/14/2004 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Position: CSAC-Watch

CA SB 537

AUTHOR: Romero (D)
TITLE: Solid Waste: Los Angeles County Sanitation
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/20/2003
LAST AMEND: 01/20/2004
LOCATION: ASSEMBLY
SUMMARY:

Requires the Sanitation Districts of the County of Los Angeles, by July 1, 2004, to report to the Legislature on specified information relating to the design of a solid waste system planned to be developed in the jurisdiction of the districts.

STATUS:

01/26/2004 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Position: CSAC-Watch, League-Opp